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OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE STATE OF CALIFORNIA

T B , ALLISON B AND ROBERT B Petitioners, v. SAN DIEGO UNIFIED SCHOOL DISTRICT Respondent.	)	Case No.: N2007110255 MOTION TO DISMISS

TO THE OFFICE OF ADMINISTRATIVE HEARINGS AND THE SAN DIEGO UNIFIED SCHOOL DISTRICT:

PLEASE TAKE NOTICE THAT PETITIONERS T B , ALLISON B , AND ROBERT B (collectively, "Student") hereby moves to dismiss, without prejudice, the due process hearing in the above-captioned matter, currently scheduled to commence on April 7, 2008.

Good cause exists for the requested dismissal because Student and his parents are moving out-of-state, and as such Student has been withdrawn from Defendant's school district. Nonetheless, Student reserves his rights to litigate these issues in the future, should it be appropriate to do so.

Dated: March 12, 2008

Respectfully submitted,

Wyner & Tiffany
Attorneys at Law

By: Steven Wyner
Steven Wyner
Attorneys for Petitioners

PROOF OF SERVICE

Tyler Brenneise v. San Diego Unified School District

OAH Case No. N2007110255

I am over the age of 18 and not a party to the within action. My business address is: Wyner & Tiffany, Attorneys at Law, 970 W. 190th Street, Suite 302, Torrance, CA 90502. On March 12, 2008, I served this proof of service, together with the attached

Motion to Dismiss

on the Office of Administrative Hearings and all interested parties in this action by faxing true copies thereof addressed as follows:

Office of Administrative Hearings Special Education Division 2349 Gateway Oaks Dr. Ste. 200 Sacramento, CA 95833-4231 Fax # (916) 376-6319	Sarah Sutherland, Esq. Miller, Brown & Dannis 750 B. Street, Suite 2310 San Diego, CA 92101 Fax (619) 702-6202
Dr. William Kowba Interim Superintendent, SDUSD Eugene Brucker Education Center 4100 Normal Street San Diego, CA 92103 Fax # (619) 291-7182	San Diego USD Board of Education Eugene Brucker Education Center 4100 Normal Street San Diego, CA 92103 Fax # (619) 291-7028

BY FACSIMILE TRANSMISSION as follows: I transmitted said foregoing document(s) via facsimile transmission to the Fax Phone numbers shown above.

I am employed in the office of a member of the bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

March 12, 2008

Dona Wright

Dona Wright, Paralegal/Advocate

RECEIVED 3-12-08 mbb